

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-11059-2018 (O&M)

Date of Decision: 22.03.2018

Jamshed

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Inderjit Singh, Advocate for the petitioner.

Mr. Deepak K. Grewal, D.A.G., Haryana.

TEJINDER SINGH DHINDSA.J (Oral)

Petitioner seeks the benefit of regular bail in case F.I.R. No.144 dated 8.7.2017 under sections 27, 29 of the Wild Life (Protection) Act and sections 307, 353, 186, 379 I.P.C, registered at Police Station, Chhachhrauli, District Yamunanagar.

Learned counsel for the parties have been heard.

As per prosecution version, secret information having been received, a *Nakabandi* was laid on the intervening night of 6/7.7.2017 so as to intercept a vehicle/truck carrying stolen *khair* wood. It is alleged that an Alto car, a Matiz car as also the truck in question were sought to be intercepted and whereupon an attempt was made to run over such vehicles on the forest officials. The offending vehicle bearing registration no.HR-45-9737 was seized after a chase and logs of *khair* wood were recovered.

Present petitioner was arrested on 16.7.2017.

It is the case of prosecution that the offending vehicle is in the ownership of the present petitioner.

Investigation in the case is complete and the challan has been presented.

Trial is at the very initial stage and would take time to conclude.

Even though, offence under section 307 I.P.C has been cited, yet, it is a case of no injury. Co-accused Kurban, who was stated to be the driver of the vehicle, has been granted benefit of bail in the light of order dated 28.2.2018 passed in CRM-M-2040-2018.

Even though, learned State counsel would oppose the prayer for bail by contending that there are two other criminal proceedings pending against the petitioner under the provisions of Wild Life (Protection) Act, 1972 but it stands conceded that in both the matters petitioner has been granted benefit of bail.

Without making any observations on merits and keeping in view the length of incarceration already suffered, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate concerned.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

22.03.2018

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No